

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN**

APPLE INC.,

Plaintiff,

v.

MOTOROLA MOBILITY, INC.

Defendant.

Case No. 11-CV-178 (BBC)

JURY TRIAL DEMANDED

PLAINTIFF APPLE INC.'S MOTION FOR PARTIAL SUMMARY JUDGMENT

Pursuant to Fed. R. Civ. P. 56, Plaintiff Apple Inc. respectfully moves for partial summary judgment to establish elements of its breach of contract, antitrust, unfair competition, and patent misuse claims against Defendant Motorola Mobility, Inc.

This Motion is supported by the following materials filed contemporaneously herewith: (1) a Memorandum of Points and Authorities In Support of Plaintiff's Motion for Partial Summary Judgment; (2) Plaintiff's Proposed Findings of Fact; (3) the Declaration of Professor Philippe Delebecque and exhibits thereto; and (4) the Declaration of Cortlin Lannin and exhibits thereto.

Dated: April 27, 2012

Respectfully submitted,

/s/ Samuel F. Ernst

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CERTIFICATE OF SERVICE

I, Samuel F. Ernst, an attorney, do hereby certify that I caused a copy of the foregoing to be electronically filed with the Court and served on all parties on April 27, 2012 using the Court's electronic case filing system.

By: /s/ Samuel F. Ernst
Samuel F. Ernst